IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 8315 of 2005

Between:

Scheduled Castes Rights Protection Society (AP)

rep by President J. Rajalingam, S/o J. Peddaiah
R/o Guudiserial Village, Kaddam Mandal, Adilabad District

..... PETITIONER

AND

1 The District Collector, Adilabad District, Adilabad
2 The Divisional Forest Officer, Khanapur, Adilabad District
3 Revenue Divisional Officer, NIrmal, Adilabad District
4 Mandal Revenue Officer, Kaddam Mandal, Adilabad District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any Writ order or direction more particularly on the nature of Writ of Mandamus declaring the action of the respondents not considering the representation dt 10-02-2003 of the petitioner society as illegal, arbitrary and contrary to the provisions of Natural justice and consequently direct the respondents to again the land by granting the pattas admeasuring ac.25-00 to the Society Members mentioned in the Writ Petition in Sy. No. 45 of Gudiserial Village, Kaddam Mandal, Adilabad District.

Counsel for the Petitioner: MR.A.V.SWAMY

Counsel for the Respondents: GP FOR REVENUE

This Court at the stage of admission made the following:

ORDER:

The petitioner, which claims to be a society, filed this writ petition aggrieved by the alleged inaction on the part of the respondents to assign the lands situated in Sy.No.45 of Gudiserial Village, Kaddam Mandal, of Adilabad District to the members of the petitioner-society as requested in their representation dated 10.02.2003. However, except a copy of the representation said to have been made two years ago, on 10.02.2003, no other material is placed before this Court to substantiate the averments in the writ petition. In the absence of any material to show that the said representation was received in the office of the respondents, the alleged inaction on the part of the respondents cannot be accepted.

In the circumstances, the Writ of Mandamus as prayed for cannot be granted.

Accordingly, the writ petition is disposed of granting leave and liberty to the petitioner-society to make a fresh representation, if they are so advised, and to work out the appropriate remedy as available under law. No costs.

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G.ROHINI, J

15.04.2005

DR

To

1 The District Collector, Adilabad District, Adilabad
2 The Divisional Forest Officer, Khanapur, Adilabad District
3 Revenue Divisional Officer, NIrmal, Adilabad District
4 Mandal Revenue Officer, Kaddam Mandal, Adilabad District

5 2 CCs to Government Pleader for Revenue,

High Court Buildings, Hyderabad. (OUT)

6 2 CD copies